FOR MYSORE STATE

Criminal (1952) Department.

RT. SERIES.

G.O. NO. 372

372

Dated 16-4-52

[Despatch Abstract.]

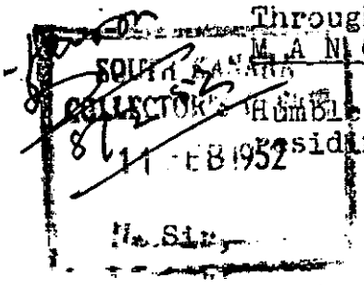
-ion - Compassionate gratuity — Mr. patrick pinto, late
-tin, L.A. Magistrate (General) Bangalore — grant — co
-ion — Sanctioned.

03

Mangalore.
Dated: ~~12~~ 8-1-'52.

The Collector of South Kanara,
M A N G A L O R E.

Through the Additional I Class Magistrate, South Kanara,
M A N G A L O R E.



Humble Petition of Mrs. Mary Pinto, Widow of Alexander Pinto, residing near Bizai Church, Bizai Post Office, MANGALORE.

Sir,

I regret to submit that my only son Patrick Pinto who was employed as clerk in the Court of the Additional I Class Magistrate, South Kanara(General) breathed his last on 25-11-'51 evening by drowning while he went for a sea/bath at Thannirbavi along with some of his friends.

2. I have no other children or close relations and I was soley depending on the income of the deceased whom I brought up and educated with the greatest difficulty by incurring debts, his father having expired years ago when the deceased was a 3 year old. I have no property and live only in a rented house carrying a monthly rent of Rs.6/-. I have incurred a debt of over Rs.600/- for educating my deceased son and have absolutely no means to repay it. Besides I am a chronic patient of heart trouble and not in a condition to toil to ek out my livelihood. It is therefore a great misfortune that I should lose my only son.

3. My son the deceased Patrick Pinto was a candidate approved by the Madras Public Service Commission and had served in the aforesaid court for over 1½ year as a probationery clerk i.e. from 4-5-'50 to 25-11-'51. Before this he was employed temporarily as clerk from 26-5-'49 to 3-5-'50 in the Special Sub/-Jail, Mangalore. I am now merely left to starve by the death of my only son. Besides the debt I incurred in educating my son, I had to spend about Rs.300/- in connection with his death ceremony.

4. Considering the above circumstances and in view of my extreme poverty and destitute state of life, I beg to request that the Collector may be pleased to recommend to Government a

4

compassionate
substantial ~~exgrexxxix~~ gratuity for my maintenance and to meet
outstanding
the ~~outsiding~~ debts. For which act of kindness, I shall be
grateful.

I beg to remain,
Sir,
Your Most Obedient Servant,

L. T. D. of
Mrs. Mary Pinto

N. Dis. 27-52

B Submitted to the Collector of. —
South Kanara.

2) The petitioner, Mrs. Mary Pinto is the mother of late Lt P. Pinto, clerk of this Office who met with an accidental death by drowning on 25-11-51. He was the only son of the petitioner who is a widow and has no other children to look after. She is having no property and is living only in a rented house In the circumstances, her petition for Compassionate gratuity may be favourably considered.

3) The deceased was a probationer who was entertained in Govt in 4.5.50

4) His personal file and service register are enclosed.

Mangalore
D 8-2-52

J. 8-2-52
Asst. Estate Master

The P. file has been received herewith in a sealed cover

Returned
8.2.52.

2. The personal file of the deceased said to have been enclosed was not received

12/2 DO
Hazur Sheristadar

Rly ETO 3096-52 A9/

Forwarded to the Fabricers Mangalore for enquiry and report.

2. The following information is necessary.

(a) The descriptive roll (in duplicate) of the applicant for the grant should be submitted.

(b) Number of dependents left and age of children; whether any children are at school and if so, the class or form in which they are reading and whether the dependents were wholly dependent on the deceased or not.

(c) Whether there are any relatives who are in a position or under an obligation to support the family of the deceased.

(d) Pecuniary circumstances of the family of the deceased, whether the deceased had left any property, movable or immovable such as houses, or lands, insurance policies or in any mutual benefit funds etc or any liabilities; and

(e) the name of the Treasury at which compassionate gratuity is to be paid if sanctioned. Details enquiry should be

made for ascertaining the assets and liabilities of the deceased.

2. complete report should be submitted by 29.2.52 at the latest through the Revenue Divisional Officer Mangalore.

By order

K Lingappa 23/2
Huzur Shirastdar.

RM
12.2.52

N. Reg. B4-1423-52

Forwarded to the Asst. Supdt., Mangalore 'B' for immediate enquiry and report (by 28-2-52) on all the points raised by the Collector. The report should be submitted by 28-2-52. The descriptive roll in duplicate of the applicant is should also be submitted.

Kasaldhoni
D.R. 1415/51
by 25/2/52

Asst
For Talukdar. 24/2

25/2.

(5)

Statement of Mrs Mary Pinto, widow of Alexander Pinto, residing near Bajai church, Mangalore, recorded by me R.D. Mangalore B' on 12-3-52.

I am the petitioner in Taluk N. Reg Pet. 1423 of 26.2.52. I am the mother of late Mr Patric Pinto, who was working as clerk in the Addl I class Magistrate's Court, South Kanara. He expired on 25-11-51 due to some accident at Sea at Tannirbhavi. He was the only Son I had, and I was solely depending on him for my livelihood. I have no other close relations to look after me. I am old & sickly and am unable to earn my living. I have incurred a debt of over Rs 600/- for educating my Son, and I am unable to repay it now. My Son was not married at the time of his death and has no dependants on him except myself. My only relative, my brother is at Bombay and he is not in a position to look after me. My Son had an insurance policy in the Asian Insurance Co. which maybe had from one Mr Alexander Souza a cloth merchant at Hare-pankatta. He had no

6

other assets. The debt mentioned above was taken from one Mr Salvador Menezes at Nadia.

In consideration of my poverty I request that, may kindly be granted Substantial [illegible] gratuity for my maintenance & to [illegible] debts.

[redacted]

Read over to the deponent, [illegible] Tulu, a language known to her, admitted by her to be Correct.

[illegible]
12.3.52
A.J. Mangalore

(11) Statement dated 12.3.52 of Mr Salvadore Menezes Son of Savio Menezes of Kodialbail village recorded by the Revenue Inspector Mangalore B. Firka

Head Mangalore Taluk Ry e no 1423-B4-52 dated 26.2.52. The petitioner Mrs Mary Pinto Bai widow of Alexander Pinto had borrowed from me about 5 years ago Rs 600 as hand-loan for the education of her son P. Pinto on condition that she would repay the amount after he is employed on completion of his education. I have not received the amount back so far we are not related to each other. But she is known to me ~~since~~ from many years. P. Pinto returned

18

(2)

15 in this file is the deceased son

Read over and found correct.

Sd/. S. Ranjis.

/True Translation/.

S. Lawrence
Huzur Shirastadar 1/4

DSR
1.4.52

Resubmitted to the Tahsildar, Mangalore.

2. I have enquired into the petition of Mrs Mary Pinto, mother of Late Mr Patric Pinto, clerk Addl I class Magistrate Court, mangalore, requesting for a Substantial Compassionate gratuity for her maintanance. The petitioner is a poor widow, who was solely depending on her deceased son for her maintanance. She had brought up the deceased her only son, as her husband had died when her son was quite young, incurring debts for his education and had hoped to clear off the debts from his earnings. But unfortunately for her, her son had an accidental death on 25-11-57, when he went out for a sea bath. Her son has put in only a few years service and did not save much. Except for a life Insurance Policy (No 116833) for Rs 1,000/- in the Asian Insurance Co., the deceased has left no other assets, when he died. The poor woman is helpless now and her Condition is pitiable. She is a sickly woman and is not able to earn her living by manual labour. She has no movable or immovable properties and is unable to maintain herself. In addition to the debts incurred by her for the education of her son, she has again incurred some debts to the tune of Rs 300/- for meeting funeral expenses of her son. The grant of a Substantial gratuity will go a long way in relieving her miseries.

3. The deceased was not married and he has no dependants except his mother. There are no close

(P.T.O.)

relatives of the applicant who are bound [illegible]
in her present condition. Except for the [illegible]
the applicant is entitled to receive [illegible]
She has nothing to fall back upon or to clear off debts.
In these circumstances the petitioners request may be
favourably considered and she may be granted [illegible]
gratuity equal to the sum of 2 years pay of the
deceased Sub. The gratuity may be paid at the Sub Treasury.

4. The descriptive roll in triplicate and the records of enquiry are enclosed.

[illegible]
14.3.52
Revenue Inspector
for Amildar

N.Dis 1423/51

Resubmitted to the Collector of S.Kanara, through the Revenue Divisional Officer, Mangalore with the records of enquiry. The information called for is furnished below.

2.

a) The descriptive roll in triplicate of the applicant is enclosed.

b) The petitioner is the only dependent left by the deceased. She was living [illegible] on the deceased

c) There are no relatives who are ~~in a position~~ under an obligation to support the family of the deceased.

d) The deceased had not left any property moveable or immoveable.

REVENUE DIVISION
18 MAR 1952
MANGALORE

He had left only a Life Insurance Polic (No.116833) for Rs. 1,000/- in the Asian Insurance Co.

2) The compassionate gratuity may be paid at the Dt. Treasury, Kangalore. is sanctioned.

D.2076-52

3. In the circumstances reported by the Rev. Supdt. I recommend that the petitioner may be granted a compassiona gratuity equal to ~~the sum of 2 years~~ one years pay of the deceased. as a

Tahsildar

Ref.c.No.3096/52.A7.

S. K. Collector's Office,
Mangalore, dated.31.3.1952.

From

Sri. A. R. Rajaratnam, B.A.,
Collector, South Kanara,
Mangalore.

To

The Secretary to Government,
Finance (Pension) Dept.,
Madras.

PENSIONS: Compassionate gratuity - late Sri. Patrick Pinto - officiating lower division clerk - Addl.I.Cl. Magistrate's Court - application of widow of ex-gratia grant of Rs.750/- recommended. Ignant

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A | Sri. Patrick Pinto, officating, lower division clerk, office of the Addl.I.Cl.Magistrate (General) Mangalore died of drowning while taking a sea bath at a place called Thannirbhavi on 27.11.51. Now the mother of the deceased Mrs. Mary Pinto, applies for sanction of compassionate gratuity.

C | 2/ The deceased joined service as a lower division clerk, in the office of the Addl.I.Cl. Magistrate (General) S.K., Mangalore on 4.5.50 and he was working in that capacity until his death. He had put in a total service of one year 6 months and 21 days.

B | 3/ The deceased has left behind him only his mother. He was the only son to his mother. His father had
D | pre-deceased him and at present there is none to look after the bereaved mother. Enquiry reveals that the petitioner was solely dependent upon the deceased.
F | The petitioner had to incur debts for educating her son to the tune of Rs.600/-. She had also to spend Rs.300/- for his funeral expenses. The brother who is the only relative of the petitioner is away at Bombay and he is not in a position to maintain his
K | sister. The deceased has not left behind him any moveable or immoveable properties save one insurance policy for Rs.1000/- in the Asian Insurance Company.

4/ This case does not come under the Madras Compassionate Gratuity Rules 1932. But this case falls under Rule 2(ii) of the Madras Compassionate Gratuities (Non-pensionable Rules 1941). Though no compassionate gratuity is admissible ordinarily under Rule 7(1)(c), I consider that in view of the helpless condition of the mother whose only son has died under tragic circumstances,
X | special consideration is called for. The Government may be pleased to treat this as a special case and sanction an ex-gratia grant of Rs.750/- to the petitioner.

✓ The records of enquiry, service register, and personal file of the deceased clerk are enclosed.

Yours faithfully,

for Collector,

.v.l.4.

pc/2/4

5,002—8-12-50.

GOVERNMENT OF MADRAS.

Received _____ 195 . Registered _____ 195 .

ABSTRACT.

Pension—Compassionate gratuity— Mr Patrick Pinto, Late officiating Clerk of the office of the Addl I.C.I Magistrate (General) Mangalore —Grant to ~~widow~~ mother—Sanctioned.

FINANCE (PENSION) DEPARTMENT.

G.O. Rt. No. 372 , dated 14-4-52 ~~195~~ .

READ—the following :— From the Collector of South Kanara Ref. C. No 3046/52. A1 2/31-3-52

ORDER
RT.

Sanction is accorded as a special case to the grant to Mrs Mary Pinto the mother of Mr Patrick Pinto, Late officiating Lower Division Clerk in the office of the Addl I.C.I. Magistrate (General) Bangalore of a compassionate gratuity of Rs. (250) Two Hundred and fifty only payable at the Mangalore ~~sub-treasury, Darlawar~~ Treasury.

2. The expenditure will be met from the appropriation under "55. Superannuation Allowances and Pensions—*d*. Gratuities—B. Compassionate gratuities—Voted."

3. The pay last drawn by the deceased Government servant was Rupees 43/- per mensem.

14/4/52

To

The Collector of South Kanara, Mangalore

To Mrs Mary Pinto (Mother of Mr Patrick Pinto Late L.D. Clerk of the office of the I.C.I. Magistrate (General) Bangalore

New Bajai Chawan, Bajai (P.O.) Mangalore

To the Accountant-General.

(Pension Verification Section) with the descriptive roll of the grantee.

(21)

C.T. No. 1,002—S-6-49.

FINANCE (PENSION) DEPARTMENT.

Note for the Committee administering the Compassionate Grant.

Compassionate Gratuity Mrs. Mary Pinto ~~Widow~~ mother of Mr. Patrick Pinto

(1) Name and designation of the deceased.	Mr. Patrick Pinto, late officiating Lower Division Clerk of the office of the Addl I.Cl. Magistrate (General) Mangalore. A on p 1 q
(2) Date of death	27-11-1951. A on p 1 q
(3) (*a*) Total permanent service at the time of death.	Y. M. D. 1 - 6 - 21. Comply
(*b*) Whether the deceased rendered meritorious service to Government.	Satisfactory.
(*c*) Whether the deceased's death was due to special devotion to duty.	No
(4) Pay drawn at the time of death ..	Rs. 48 + 22 (D.A) M on p 5 q the S R
(5) Relationship of the applicant to the deceased.	mother aged 49. B on p 1 q
(6) Other dependants	Nil.

[P.T.O.

(7) Property and other source of income, if any.

Net asset

One Insurance policy for Rs 1000

Liabilities Rs 900

100

para 3, p 1 cf. It is stated that the brother of the applicant who is in Bombay is not in a position to maintain his sister. No other relations in a position to support the family

Don p 1 cf

(8) Recommendation of the Head of Department. 750/- Exempt

RS.

2. The position of the Compassionate Grant is as follows :—

Total provision for the year 1952-53. 3,00,000

Deduct—Amount sanctioned up to end of .. —

Balance available ..

3. The rules regarding grant of compassionate gratuities are put up at (X)

4. Unless the total allotment is increased, the average amount available for each case likely to be sanctioned in the current year is about Rs. 553.

~~The maximum amount admissible in this case is Rs.~~

P.T.O

(2)

5. Under rule 7(i)(b) of the Madras Compassionate Gratuities (Non-Pensionable Establishment) Rules,1941, compassionate gratuity shall not ordinarily be granted where the deceased government servant had rendered less than 10 years service. In this case, the late clerk has put in a total service of 1 year 6 months & 21 days only. Hence the family of the deceased is not ordinarily eligible for any grant. But the Collector of South Kanara has recommended that an ex-gratia grant of Rs.750/- may be granted in view of the helpless condition of the mother whose only son has died under tragic circumstances.

Compl cf.

'x' mpl cf.

* died of drowning while taking a sea bath.

It is submitted that the case need not be treated as a request for ex-gratia grant as it is permissible to treat the case under the compassionate gratuities Rules as a special case in view of the fact that the deceased was a non-gazetted government servant.

The maximum amount admissible in this case is Rs.(48 plus 22) x 12 = 840.

For orders.

8/4/52

9/4/52

Rs 250 may be sanctioned

A draft order is submitted below for approval.

14/4/52

14/4/52

Cw 372